IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO.3587 OF 2003
IN
INCOME TAX APPEAL (L) NO.1187 OF 2003

The Commissioner of Income Tax ..Applicant

Vs.

M/s.Lokhandwala Estate & Development
Co. Ltd. ..Respondent

Mr.S.M.Shah for the Applicant.
Mr.A.K.Singh i/b.K.Gopal & P.K.Parida for the Respondent.

CORAM :- DR.S.RADHAKRISHNAN &
V.C.DAGA, JJ.

DATE : 30TH APRIL, 2007

P.C.

. Heard the learned Counsel for the parties. By this Notice of Motion the Applicant is seeking condonation of delay in filing the above Appeal. Perused the Notice of Motion and the affidavit-in-support thereof and the additional affidavit dated 26/04/2007. For the reasons stated therein sufficient cause is made out for condoning the delay in filing the above Appeal. There is no case of inaction, negligence or want of bonafide on the part of the Applicant. Hence, the Notice of Motion is made absolute in terms of prayer clause (a).

(V.C.DAGA,J.) **(DR.S.RADHAKRISHNAN,J.)**